FILED

JUL 14 2014

New Jersey State Board of Massage and Bodywork Therapy Examiners

JOHN J. HOFFMAN ACTING ATTORNEY GENERAL OF NEW JERSEY Division of Law, 5<sup>th</sup> Floor 124 Halsey Street P.O. Box 45029 Newark, NJ 07101 Attorney for the New Jersey Board of Nursing

By: Susan Carboni Deputy Attorney General Tel. (973)648-2894

> STATE OF NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY DIVISION OF CONSUMER AFFAIRS BOARD OF MASSAGE AND BODYWORK THERAPY

> > Administrative Action

IN THE MATTER OF THE LICENSE

APPLICATION OF

GERMAN N. TYESHA

CONSENT ORDER

TO PRACTICE MASSAGE AND BODYWORK THERAPY IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Massage and Bodywork Therapy ("Board") upon review of German N. Tyesha's application for licensure. Upon consideration of the application and the results of the Criminal History Background

Check, it was ascertained by the Board that although the applicant had indicated she had no arrests in response to the questions relating to arrests on the application, she had been arrested on or about September 3, 2005 on charges of shoplifting. Those charges were dismissed on November 7, 2005.

Ms. Tyesha claimed that she did not report the arrest on her application because she believed that the Board would already have had the information, since she had undergone a background check.

The Board finds that respondent knew or should have known that by failing to disclose the 2005 arrest on the application in response to the questions about arrests and/or convictions she was providing inaccurate information, and that she therefore engaged in misrepresentation on her application in violation of  $N.J.S.A.\ 45:1-21(b)$ .

The Board finding that licensure as well as entry of the within order are appropriate, and sufficiently protective of the public health, safety and welfare, and for other good cause shown;

it is on this  $/4^{th}_{DAY}$  of July , 2014 HEREBY ORDERED AND AGREED THAT:

1. A \$100.00 civil penalty is hereby imposed upon respondent for the violation of N.J.S.A. 45:1-21(b). Payment

shall be in the form of a certified check or money order, and shall be submitted along with this signed order.

2. The applicant's application for licensure shall be granted upon payment of all applicable fees and demonstration of satisfaction of all requirements for licensure, if she has not already done so.

> NEW JERSEY STATE BOARD OF MASSAGE AND BODYWORK THERAPY

Cynthia Sinicropi-Philibosian

Chairperson

I have read and understand the Within Consent Order and agree to be bound by its terms.

N. German dux for how flow

3